(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR, CHHATTISGARH

W.P.No. 577 2002

PETITIONER : Smt. Govindee Bai Joshi, W/o Late Shri Mitra Dev aged 98 years, Through-her Attoraney P.K. Joshi, son of Mitra Dev aged 51 years R/o Village - Dargahan, Tah.- Charama, Distt. - Kanker (C.G.)

VERSUS

RESPONDENTS 1. State of Chhattisgarh
Through - Collector Kanker (C.G.)
2. Collector Kanker Distt. - Kanker (C.G.)
3. Sub-Divisional Officer (R)- Land Acquisition Officer, Distt.- Kanker (C.G.)
4. V. Minj
Thasildar, Thasil :- Charama
Distt.- Kanker (Chhattisgarh)
5. Executive Engineer (B&R)
P.W.D. Kanker Distt. Kanker (C.G.)
6. Sub-Divisional Officer
(B&R) P.W.D. Kanker, Distt.- Kanker (Chhattisgarh)
7. N.K. Sahu, Sub-Engineer (B&R) P.W.D. Charama, Distt. - Kanker (C.G.)
8. Patwari (at Present)
Patwari Halka No. 3 Village - Dargahan, Distt. Kanker (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.No.577/ सन् 2002

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

27.05.2002

Shri J.P. Sarkar, counsel for the petitioner.

Shri Sanjay K. Agrawal, Deputy Advocate General for the State / respondent No.1 on advance copy.

Heard finally with the consent.

The petitioner in this petition has challenged the illegal and unlawful act of the respondents.

Learned counsel for the petitioner submitted that earlier the respondent No.3 has acquired 0.14 demical land belonging to the petitioner from the Khasra Nos.75/1K, 86/2 and 87/2 for construction of road from Korer to Charama Mandi. Thereafter, the respondents again acquired the land of the petitioner from the same Khasra numbers for construction of short distance road from Korer to Charama Mandi. He further submits that petitioner has filed a suit before the Collector, Kanker which is pending till date.

Having considered the facts and circumstances of the case and the material available on record and the fact that Kanker appears to be

पीछे देखें

XI-HC-22

(28)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.No.577/ सन् 2002

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

a Naxalite dominated area, a road must be constructed. So far as the payment for damages of the land is concerned, a representation shall be made within seven days from today, to the Collector, Kanker, along with the copy of this order, which shall be considered and decided as early as possible preferably within a month in accordance with law and all dues shall be paid within two weeks thereof.

If any adverse order is passed the petitioner shall be at liberty to approach this Court afresh.

With this observation this petition stands disposed of.

In view of this order, I.A.Nos.3290/2002 and 3291/2002 also stand disposed of.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

Soma

पीछे देखें